

**RESOLUTION No. 2019-01**

**A RESOLUTION OF THE VILLAGE OF WEST DUNDEE, KANE COUNTY, ILLINOIS,  
APPROVING AN AMENDMENT TO REFUSE REMOVAL, LANDSCAPE WASTE REMOVAL  
AND CURBSIDE RECYCLING SERVICE AGREEMENT  
BETWEEN VILLAGE OF WEST DUNDEE AND GROOT INDUSTRIES, INC.**

**WHEREAS**, the Village of West Dundee, Kane County, Illinois (the "*Village*") is a duly organized and validly existing home-rule municipality created in accordance with the Constitution of the State of Illinois of 1970 and the laws of the State; and,

**WHEREAS**, the Village pursuant to its home-rule powers has the authority to exercise any power and perform any function pertaining to its government and affairs including the power to regulate for the protection of the public health, safety and welfare; and,

**WHEREAS**, the Village and Groot Industries, Inc., a Delaware corporation, as successor and assignee of Republic Services of North America, L.L.C. (the "*Contractor*"), are parties to a certain Refuse Removal Service, Landscape Waste Removal Service and Curbside Recycling Service Agreement dated July 24, 2001 (the "*Contract*"); and,

**WHEREAS**, the original Contract expiration date of July 31, 2005 was previously extended and the Contract is now set to expire on July 31, 2019;

**WHEREAS**, the Village and Contractor now mutually desire to further amend the Contract by extending the expiration date thereof to July 31, 2026, adjusting rates for certain services, and removing certain inapplicable provisions added to the Contract by an amendment dated September 5, 2012 (the "*Proposed Amendment*"); and,

**WHEREAS**, the President and Board of Trustees of the Village believe the Proposed Amendment to be in the best interests of the Village and the health, safety and welfare of its residents.

**NOW THEREFORE, BE IT RESOLVED**, by the President and Board of Trustees of the Village of West Dundee, Kane County, Illinois, as follows:

**Section 1.** That the Amendment to Refuse Removal, Landscape Waste Removal, and Curbside Recycling Service Agreement between Village of West Dundee and Groot Industries, Inc., attached hereto and made a part hereof, is hereby approved and the President, Village Clerk and Village Manager are hereby authorized to execute and deliver and undertake any and all actions as may be required to implement the terms of the Contract on behalf of the Village.

**Section 2.** This Resolution shall be in full force and effect from and after its passage and approval as provided by law.

**PASSED AND APPROVED** by the Village President and Board of Trustees of the Village of West Dundee, Kane County, Illinois, this 4th day of February 2019, pursuant to a roll call vote, as follows:

AYES: Trustees Yuscka, Wilbrandt, Kembitzky, Price and Hanley

NAYS: None

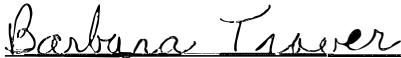
ABSENT: Trustee Anderley



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Christopher Nelson  
Village President

Attest:



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Barbara Traver  
Village Clerk